

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In re REFCO INC. SECURITIES LITIGATION	:	Case No. 07-md-1902 (JSR)
-----X	:	

This Document Relates to:

-----X	:	
KENNETH M. KRYIS, et al.,	:	Case No. 11-cv-1486 (JSR)
Plaintiffs,	:	
	:	
-against-	:	
	:	
SCHULTE ROTH & ZABEL LLP,	:	
	:	
Defendant.	:	
-----X	:	

STIPULATION OF VOLUNTARY DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between the parties that, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure:

1. The portion of Count I relating to allegations that defendant committed malpractice in connection with the preparation of SPhinX's organizational documents and conflicting language therein is voluntarily dismissed with prejudice as against Schulte Roth & Zabel LLP, without any rights of appeal;
2. The portion of Count I relating to allegations that Schulte Roth & Zabel LLP committed malpractice in connection with legal advice regarding potential preference litigation and redemption requests shall not be affected by this stipulation.

Dated: April 11, 2012

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Plaintiffs Kenneth M. Krysz, et al.

Defendant Schulte Roth & Zabel LLP

By their attorneys,

By its attorneys,

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